IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE Mr. JUSTICE C.V.RAMULU**

**WRIT PETITION No.6326 of 1999**

Between:

K. Sridhar Reddy, S/o. K. Ramana Reddy,
Aged about 30 years, Unemployee,

R/o Kudithipalem Village, Indukurpeta Mandal,
Nellore District.

**..... PETITIONER**

AND

1 The District Educational Officer,
Nellore.
2 The Mandal Educational Officer,
Indukurpeta Mandal, Indukurpeta,
Nellore District.
3 D.Mohan Reddy, Chairman,
Mandal Parishad Upper Primary School Education Committee,
Kudithipalem, Indukurpeta Mandal, Nellore District.
4 The Convenor, (Head Master), Mandal Parishad Upper Primary School
Education Committee, Kudithipalem,
Indukurpeta Mandal, Nellore District.
5 G.Manjula, D/o Latchaiah,
R/o. Kudithipalem Villege, Indukurpeta Mandal,
Nellore District.

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus under Article 226 of the Constitution of India declaring the action of the Respondents 1 to 4 in appointing the 5th Respondent as Community Teacher (Vidya

Volunteer) at Mandal Parishad Upper Primary School, Kudithipalem of Indukurpeta Mandal, Nellore District, is arbitrary, illegal in violation of the guidelines in Memo.No.33167/Prog.II/98 dated 8-9-1998, Education (Prog.II) Department, Government, of Andhra Pradesh and also in violation of the Notification dated 26-11-1998 issued by the Mandal Parishad Upper Primary School Education Committee, Kudithipalem and consequently set-aside the appointment of the 5th Respondent as Community Teacher (Vidya Volunteer) appointed from 22-2-1999 at Mandal Parishad Upper Primary School, Kudithipalem of Indukurpeta Mandal, Nellore District by directing the Respondents 1 to 4 appoint the petitioner as Community Teacher (Vidya Volunteer) at Mandal Parishad Upper Primary School, Kudithipalem of Indukurpeta Mandal, Nellore District and pass such other order or orders in the interest of justice.

**Counsel for the Petitioner: Mr. CH.CKRISHNA REDDY**

**Counsel for Respondents 1&2: GP FOR SCHOOL EDUCATION**

**Counsel for Respondents 3&4 : None appeared**

**Counsel for Respondent No.5 : Mr. D. SRINIVAS**

**The Court made the following :**

**ORAL ORDER:**

Mr. Ch.C. Krishna Reddy, the learned counsel for the petitioner, fairly submitted that the cause in the Writ Petition does not survive; as such, it has become infructuous.

Accordingly, the Writ Petition is dismissed as having become infructuous. No order as to costs.

08-7-2005

prk

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The District Educational Officer,
Nellore.
2 The Mandal Educational Officer,
Indukurpeta Mandal, Indukurpeta,
Nellore District.
3 D.Mohan Reddy, Chairman,
Mandal Parishad Upper Primary School Education Committee,
Kudithipalem, Indukurpeta Mandal, Nellore District.
4 The Convenor, (Head Master), Mandal Parishad Upper Primary School
Education Committee, Kudithipalem,
Indukurpeta Mandal, Nellore District.
5 2 CCs to Government pleader for School Education, High Court Buildings, Hyderabad
(OUT)

6 2 CD copies